IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.5417 OF 2006

Gauraksh V. Jadhav ....Petitioner
V/s.
The State of Maharashtra & Ors. ....Respondents

Mr.Prasad B. Kulkarni i/b Mr.V.V. Purwant for the Petitioner.

Mr.R.D. Rane, G.P. for Respondent Nos.1 to 3.

CORAM : F.I. REBELLO &
S.J. VAZIFDAR, JJ.
DATED : 20TH FEBRUARY, 2007.

P.C. :

1. The Petitioner is in the employment of an aided school. He has been suspended by the Management without taking permission of the requisite officer. This Court has now taken a view that it is open to the Management to suspend without permission. The only consequence is that the Management will have to pay the subsistence allowance and not the State Government.

2. If the order of suspension continues, it will be open to the Petitioner considering that passage of time to apply to the Management to revoke the suspension and it is for the Management considering

the facts and circumstances to decide the same. If the application is made by the Petitioner, the same shall be decided by the Management within six weeks from the date of receipt of the application.

3. With the above observations, the Writ Petition is accordingly disposed of.

(S.J. VAZIFDAR, J.) (F.I. REBELLO, J.)